

JS 44 (Rev. 12/07)

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

<b>I. (a) PLAINTIFFS</b> ACE AMERICAN INSURANCE COMPANY		<b>DEFENDANTS</b> LYNN TOWNSEND, Individually and as Executrix of the Estate of Robert P. Townsend, ARON G. WEINER, et al.																					
<p>(b) County of Residence of First Listed Plaintiff <u>Philadelphia Co., GA</u> (EXCEPT IN U.S. PLAINTIFF CASES)</p> <p>(c) Attorney's (Firm Name, Address, and Telephone Number) Kenan G. Loomis, Cozen O'Connor, SunTrust Plaza, Suite 2200, 303 Peachtree Street, NE, Atlanta, Georgia 30308</p>		<p>County of Residence of First Listed Defendant <u>Chatham Co., GA</u> (IN U.S. PLAINTIFF CASES ONLY)</p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED.</p> <p>Attorneys (If Known)</p>																					
<p><b>II. BASIS OF JURISDICTION</b> (Place an "X" in One Box Only)</p> <p><input type="checkbox"/> 1 U.S. Government Plaintiff      <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)</p> <p><input type="checkbox"/> 2 U.S. Government Defendant      <input checked="" type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)</p>		<p><b>III. CITIZENSHIP OF PRINCIPAL PARTIES</b> (Place an "X" in One Box for Plaintiff and One Box for Defendant) (For Diversity Cases Only)</p> <table border="0"> <tr> <td>Citizen of This State</td> <td><input type="checkbox"/> 1</td> <td><input checked="" type="checkbox"/> 2</td> <td>Incorporated or Principal Place of Business In This State</td> <td><input type="checkbox"/> 4</td> <td><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen of Another State</td> <td><input type="checkbox"/> 2</td> <td><input type="checkbox"/> 3</td> <td>Incorporated and Principal Place of Business In Another State</td> <td><input checked="" type="checkbox"/> 5</td> <td><input type="checkbox"/> 6</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td><input type="checkbox"/> 3</td> <td><input type="checkbox"/> 4</td> <td>Foreign Nation</td> <td><input type="checkbox"/> 6</td> <td><input type="checkbox"/> 7</td> </tr> </table>		Citizen of This State	<input type="checkbox"/> 1	<input checked="" type="checkbox"/> 2	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 5	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 3	Incorporated and Principal Place of Business In Another State	<input checked="" type="checkbox"/> 5	<input type="checkbox"/> 6	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 4	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 7		
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<p><b>V. ORIGIN</b> (Place an "X" in One Box Only)</p> <p><input checked="" type="checkbox"/> 1 Original Proceeding      <input type="checkbox"/> 2 Removed from State Court      <input type="checkbox"/> 3 Remanded from Appellate Court      <input type="checkbox"/> 4 Reinstated or Reopened      <input type="checkbox"/> 5 Transferred from another district (specify)      <input type="checkbox"/> 6 Multidistrict Litigation      <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judgment</p>																							
<p><b>VI. CAUSE OF ACTION</b></p> <p>Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): <b>Declaratory Judgment, 28 USC Section 2201; Diversity, 29 USC Section 1332</b></p> <p>Brief description of cause: <b>Declaratory Judgment Action regarding an insurance policy</b></p>																							
<b>VII. REQUESTED IN COMPLAINT:</b>		<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23	DEMAND \$	CHECK YES only if demanded in complaint: <b>JURY DEMAND:</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No																			
<b>VIII. RELATED CASE(S) IF ANY</b>		(See instructions): JUDGE	DOCKET NUMBER																				
DATE 06/09/2009		SIGNATURE OF ATTORNEY OF RECORD s/ Kenan G. Loomis																					
FOR OFFICE USE ONLY																							
RECEIPT #		AMOUNT	APPLYING IFFP	JUDGE	MAG. JUDGE																		